IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 31ST OCTOBER 2006 / 9TH KARTHIKA 1928

Bail Appl..No. 6435 of 2006()

CC.964/2004 of J.M.F.C.-I,KOCHI

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PETITIONER

SUNIL.K.P., S/O.G.KAMALANATHAN NAIR,
AGED 36 YEARS, HAVING PERMANENT RESIDENCE AT
K.P.N.SADAR, KOONAYIL, PAROOR, KOLLAM.

BY ADV. SRI.SHAJI P.CHALY

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR, SRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 31/10/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

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B.A. No. 6435 of 2006

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Dated this the 31st day of October, 2006

O R D E R

The petitioner is facing arrest because of the issuance of warrant by Judicial Magistrate of the First Class-I, Kochi, in C.C.No.964/2004 of that court (Crime No.107/1999 of Central Police Station, Ernakulam).

2. The counsel submits that the petitioner was waiting in Judicial Magistrate of the First Class-I, Ernakulam, instead of Kochi. Therefore, warrant was issued by that court. The petitioner is a person working at Madras and he could not be here, thereafter, and settle the matter. It is also further submitted that the case was falsely foisted against him and the departmental enquiry, initiated against him, had been dropped in the half way.

3. Without entering into any discussion on the merit of the matter, I direct the petitioner to surrender before the court below within two weeks from today. The learned Magistrate shall allow the petitioner to be on bail, imposing such conditions, which are deemed necessary, including that he will be available before the court below, on all posting dates.

(J.M.JAMES)
Judge

ms